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| UTILITY PATENT APPLICATION TRANSMITTAL <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i> | | Attorney Docket No. | 21192 |
| | | First Inventor or Application Identifier | Haber, Charbel |
| | | Title | METHOD FOR DISRUPTING CELLS THAT LACK A CELL WALL |
| Express Mail Label No. | | EV 321985723 US | |

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| APPLICATION ELEMENTS <i>See MPEP chapter 600 concerning utility patent application contents.</i> | Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 |
| 1. <input checked="" type="checkbox"/> Fee Transmittal Form (Submit an original, and a duplicate for fee processing) | 6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) |
| 2. <input checked="" type="checkbox"/> Specification [Total Pages <input type="text" value="11"/>] | a. <input type="checkbox"/> Computer Readable Form (CRF) |
| 3. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets <input type="text" value="4"/>] | b. <input type="checkbox"/> Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper |
| 4. Oath or Declaration a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 14 completed) i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33 (b). | c. <input type="checkbox"/> Statements verifying identity of above copies |
| 5. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76 | ACCOMPANYING APPLICATION PARTS |
| | 7. <input type="checkbox"/> Assignment papers (cover sheet & document(s)) |
| | 8. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney (when there is an assignee) |
| | 9. <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Copies of (IDS)/PTO-1449 IDS Citations |
| | 10. <input type="checkbox"/> Preliminary Amendment |
| | 11. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized) |
| | 12. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed) |
| | 13. <input checked="" type="checkbox"/> Other: <u>Transmittal 38 C.F.R. § 1.53(b)</u> |

14. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No. ____ / ____

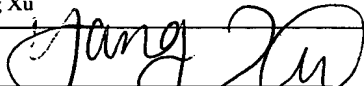
Prior application information: Examine. _____ Group/Art Unit: _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.

15. CORRESPONDENCE ADDRESS

☒ Customer Number **Customer No. 000210**

| | | | | | |
|---------|---|-----------|---------------|----------|--------------|
| NAME | Yang Xu | | | | |
| ADDRESS | Merck & Co., Inc., P. O. Box 2000 - Patent Dept., RY60-30 | | | | |
| CITY | Rahway | STATE | NJ | ZIP CODE | 07065-0907 |
| COUNTRY | USA | TELEPHONE | 732-594- 1307 | FAX | 732-594-4720 |

| | | | |
|-----------|---|-----------------------------------|-----------|
| Name | Yang Xu | Registration No. (Attorney/Agent) | 45,243 |
| Signature |  | Date | 3/25/2004 |

EXPRESS MAIL CERTIFICATE

DATE OF DEPOSIT March 25, 2004

EXPRESS MAIL NO. EV 321985723 US

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE" ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Deposit Acct. 13-2755
MERCK & CO., INC.
Our Case Docket No. 21192

Sir:

Transmitted herewith for filing under 37 C.F.R. §1.53(b) is the patent application of Inventor(s):
Charbel Haber, Russel J. Lander and Jennifer Chen

For: METHOD FOR DISRUPTING CELLS THAT LACK A CELL WALL

| For | Number Filed | Number Extra | Rate | Basic Fee \$770 |
|---|--------------|-------------------------|-------|-----------------|
| Total Claims | 16 - 20 = | 0 X | \$18 | = \$0 |
| Independent Claims | 3 - 3 = | 0 X | \$86 | = \$0 |
| Multiple Dependent Claims* | | | \$290 | = |
| * Add this fee if application contains any multiple dependent claims, regardless of number. | | TOTAL FILING FEE —————→ | | \$770 |

Please charge my Deposit Account No. 13-2755 in the amount of \$ 770 . The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 13-2755. Duplicate copy of this sheet is enclosed.

☐ Under the provisions of 37 C.F.R. §1.53, this application is being filed without the declaration of each inventor.

Respectfully,

By: Yang Xu

Attorney For Applicant(s)

Reg. No. 45,243

MERCK & CO., INC.

Patent Dept., RY60-30

P.O. Box 2000

Rahway, N.J. 07065-0907

(732) 594- 1307

Date: March 25, 2004

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